

01/02/02

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PTO/SB/05 (11-00)

Approved for use through 10/31/2002 OMB 0651-0032

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**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53 (b))

Attorney Docket No.

79377

First Inventor

Reed et al.

Title

Fire Suppressing Gas Generator Composition

Express Mail Label No.

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO:

Assistant Commissioner for Patents

Box Patent Application

Washington, D.C. 20231

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)

(Submit an original, and a duplicate for fee processing)

2. ☐ Applicant claims small entity status.

See 37 CFR 1.27.

3. ☒ Specification

(Total Pages) 28

(preferred arrangement set forth below)

-Descriptive title of the invention

-Cross References to Related Applications

-Statement Regarding Fed sponsored R &amp; D

-Reference to sequence listing, a table,

or a computer program listing appendix

-Background of the Invention

-Brief Summary of the Invention

-Brief Description of the Drawings (if filed)

-Detailed Description

-Claim(s)

-Abstract of the Disclosure

4. ☐ Drawing(s) (35 U.S.C. 113) (Total Sheets) 15. ☒ Oath or Declaration

(Total Pages) 1

a. ☐ Newly executed (original or copy)b. ☒ Copy from a prior application (37 CFR 1.63(d))  
(for continuation / divisional with Box 18 completed)i. ☐ DELETION OF INVENTOR(S)Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR  
1.63 (d) (2) and 1.33 (b)6. ☐ Application Data Sheet. See 37 CFR 1.767. ☐ CD-ROM or CF-R in duplicate, large table or  
Computer Program (Appendix)8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)a. ☐ Computer Readable From (CRF)

b. Specification Sequence Listing on:

i. ☐ CD-ROM or CD-R (2 copies); orii. ☐ paperc. ☐ Statements verifying identity of above copies**ACCOMPANYING APPLICATION PARTS**9. ☒ Assignment Papers (cover sheet & document(s))10. ☐ 37 CFR 3.73(b) Statement  
(when there is an assignee)☐ Power of Attorney11. ☐ English Translation Document (if applicable)12. ☐ Information Disclosure  
Statement (IDS) PTO-1449☐ Copies of IDS  
Citations13. ☐ Preliminary Amendment14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)16. ☐ Request and Certification under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35  
or its equivalent.17. ☐ Other: .....18. If a CONTINUING APPLICATION check appropriate box, and supply the requisite information below and in a preliminary amendment,  
or in an Application Data Sheet under 37 CFR 1.76:☒ Continuation☐ Divisional☐ Continuation-in-part (CIP)

of prior application No.: 09 / 2246,198

Prior application information:

Examiner L. Cross

Group/Art Unit 1721

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior art application, from which an oath or declaration is supplied under

Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.

The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**☒ Customer Number or Bar Code Label

(Insert Customer Number or Bar Code Label here)

or ☐ Correspondence address below

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23572

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PATENT TRADEMARK OFFICE

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State

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Fax

Name (Print/Type)

Anthony J. Serventi

Registration No. (Attorney/Agent)

42,141

Signature

Date

11/26/01

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# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision

## Complete if Known

Application Number 09/246,198  
Filing Date 1/11/99  
First Named Inventor Reed et al  
Examiner Name L. Cross  
Group / Art Unit 1721

TOTAL AMOUNT OF PAYMENT \$ 2170.00

Attorney Docket No. 79377

## METHOD OF PAYMENT (Check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payment to:

Deposit Account Number 50-0931

Deposit Account Name NAWCWD-Pt. Mugu/China Lake

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

## 2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	740.00
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) \$ 740.00

### 2. Extra Claims

EXTRA CLAIM FEES		Fee from below	Fee Paid
Total Claims	- 20** =	X	
Independent Claims	- 3** =	X	
Multiple Dependent			

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	**Reissue independent claims over original
110	18	210	9	**Reissue claims in excess of 20 over original

SUBTOTAL 2 \$

\*\* or number previously paid, if greater. For Reissues, see below

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	110.00
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within forth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	22	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	1280.00
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(a)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40.00
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(b))	
149	740	249	370	For each additional invention to be examined (37 CFR 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

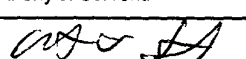
Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL 3 1430.00

## SUBMITTED BY

## Complete (if applicable)

Name (Print/Type)	Anthony J. Serventi	Registration No (Attorney/Agent)	42,141	Telephone	760-939-4177
Signature		Date	11/26/01		

Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

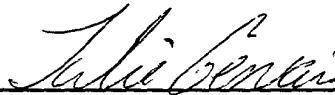
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On 26 Nov 01  
Date



Signature

Julie Gervais

Typed or printed name of person signing Certificate

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Utility Patent Application Transmittal (org & copy) (2 pp)  
Fee Transmittal ( org & copy) (2 pp)  
Recordation Form & Continuation Sheet (org & copy) (6 pp)  
Assignments (copies - 4 pp)  
Declaration & POA (copy) (1 p)  
Continuation Application (28 pp)  
Application (25 pp)  
Renewed Petition Under 37 CFR 1.137(b) (2 pp)  
Petition for Revival of an Application for Patent Abandoned Unintentionally  
Under 37 CFR 1.137(b) (org & copy) (4 pp)  
Petition for Extension of Time Under 37 CFR 1.136(a) (org & copy) (2 pp)

PATENT APPLICATION

Serial No. 09/246,198

Navy Case No. 79377

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Reed et al.

Examiner: L. Cross

Serial No. 09/246,198

Group Art Unit: 1721

Filed: 11 January 1999

For: FIRE SUPPRESSING GAS GENERATOR COMPOSITION

RENEWED PETITION UNDER 37 CFR §1.137(b)

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

In response to the DECISION ON PETITION dated September 11, 2001, please consider this a request for reconsideration. The Applicants' PETITION FOR REVIVAL filed July 31, 2001 was DISMISSED in the September 11, 2001 office action. Enclosed please find instructions to charge Applicants' account for petition fees due in accordance with 37 CFR §1.17 (m).

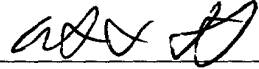
Applicants have submitted a continuation application under 37 CFR §1.53(b). In view of the foregoing, it is respectfully requested that the subject application be re-instated. The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

A Petition for Extension of Time under 37 CFR 1.136(a) is being submitted with this petition as permitted in the DECISION ON PETITION dated September 11, 2001

**PATENT APPLICATION**

Serial No. 09/246,198

Respectfully Submitted,



Anthony J. Serventi  
Attorney for Applicants  
Registration No. 42,141

Navy Case No. 79377  
Naval Air Warfare Center Weapons Division  
Office of Counsel, Intellectual Property Division  
Code 772000D  
1 Administration Circle  
China Lake, CA 93555-6001

2025-01-01 10:00:00

DEPARTMENT OF THE NAVY

COMMANDER  
JAVAIRWARCENWPNDIV  
CODE 773000D  
ADMINISTRATION CIRCLE  
CHINA LAKE, CA 93555-6100

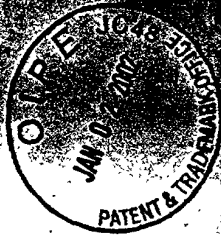
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